THE HON'BLE Ms. JUSTICE G.ROHINI

WRIT PETITION NO: 23987 of 2006

Dated: 15-12-2006

Between:

M/s. Venkateswara Restaurant & Bar
Rep, by its Proprietor,
Anakapalli,
Visakhapatnam District.

..... PETITIONER

AND

The Deputy Commissioner of
Prohibition and Excise,
Visakhapatnam and 2 others.

.....RESPONDENTS

THE HON'BLE Ms. JUSTICE G.ROHINI

WRIT PETITION NO: 23987 of 2006

O R D E R:

This writ petition is filed against the order dated 04-10-2006 passed by the Deputy Commissioner of Prohibition and Excise, Visakhapatnam suspending the licence of the petitioner pending enquiry with immediate effect under Section 31 of the Andhra Pradesh Excise Act, 1968 (for short 'the Act') for alleged violation of Rule 16 of Andhra Pradesh Excise (Grant of Licences of Selling by Bar and Conditions) Rules, 2005. Against the said order, an efficacious alternative remedy of appeal is available under Section 63 of the Act.

Without exhausting the said remedy, the petitioner cannot maintain this writ petition.

Accordingly, granting leave and liberty to the petitioner to work out the alternative remedy of appeal, the writ petition is dismissed. No costs.

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G. ROHINI, J

Dated: 15-12-2006
KLP